

U.S. Department of Justice  
United States Marshals Service  
Southern District of New York



500 Pearl Street, Suite 400, New York, NY 10007

**STATEMENT OF SERVICE BY MAIL AND ACKNOWLEDGMENT  
OF RECEIPT BY MAIL OF SUMMONS AND COMPLAINT**

**A. STATEMENT OF SERVICE BY MAIL**

United States District Court  
for the  
Southern District of New York

Civil File Number 24cv6017

December 27, 2024

**KELLY MACNEAL v. THE STATE OF  
NEW YORK, et al.**

TO: Candace Tyndall  
New York State Division of Human Rights  
One Fordham Plaza, 4th Floor  
Bronx, New York 10458

The enclosed summons and complaint are served pursuant to Rule 4(e)(1) of the Federal Rules of Civil Procedure and section 312-a of the New York Civil Practice Law and Rules.

To avoid being charged with the expense of service upon you, you must sign, date, and complete the acknowledgment part of this form and mail or deliver this original completed form to the U.S. Marshals Service within 30 days from the date you receive this form. A self-addressed envelope has been included for your convenience. You should keep a copy for your records or for your attorney.

If you do not complete and return the form to the U.S. Marshals Service within 30 days, you (or the party on whose behalf you are being served) may be required to pay expenses incurred in serving the summons and complaint in any other manner permitted by law, and the cost of such service as permitted by law will be entered as a judgment against you.

The return of this statement and acknowledgment does not relieve you of the necessity to answer the complaint or petition.

Under a standing order of the Court, filed December 30, 2013, if a defendant or defendant's agent returns the acknowledgment form within 30 days of receipt, the defendant will have 60 days from the date the defendant or defendant's agent mails or delivers to the U.S. Marshals Service the completed Acknowledgment of Receipt of Service by Mail to file and serve an answer or other responsive pleading. If you wish to consult with an attorney, you should do so as soon as possible before the 60 days expire.

If you are served on behalf of a corporation, unincorporated association, partnership or other entity, you must indicate under your signature your relationship to the entity. If you are served on behalf of another person and you are authorized to receive process, you must indicate under your signature your authority.

It is a crime to forge a signature or to make a false entry on this statement or on the acknowledgment.

OVER>

CIVIL ACTION FILE NUMBER: 24cv6017

KELLY MACNEAL v. THE STATE OF NEW YORK, et al.

**B. ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT OR PETITION**

I received a summons and complaint. PLEASE CHECK ONE OF THE FOLLOWING;

IF 2 IS CHECKED, COMPLETE AS INDICATED:

1. X I am not in military service.

2.    I am in military service, and my rank, serial number and branch of service are as follows:

Rank: \_\_\_\_\_  
Serial Number: \_\_\_\_\_  
Branch of Service: \_\_\_\_\_

TO BE COMPLETED REGARDLESS OF MILITARY STATUS:

Date: January 3, 2025  
(Date this acknowledgment is executed)

I affirm the above as true under penalty of perjury.

*Elizabeth Anne Figueira*

\_\_\_\_\_  
Signature

**Elizabeth Anne Figueira, Assistant Attorney General**

\_\_\_\_\_  
Print Name

**Attorney for Candace Tyndall**

\_\_\_\_\_  
Relationship to Entity/Authority to Receive Service  
of Process (i.e., self, officer, attorney, etc.)

PLEASE RETURN BOTH PAGES.

USMS OFFICIAL